



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION/DIVISIONAL  
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

**Box PATENT APPLICATION**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

J1002 U.S. PTO  
11078636  
02/21/02

Sir:

This is a request for filing a [X] continuation [ ] divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 09/498,343 filed on February 4, 2000, for CIGARETTE HAVING REDUCED SIDESTREAM SMOKE, by the following named inventor(s):

(a) Full Name Walter A. Nichols  
(b) Full Name John R. Hearn  
(c) Full Name F. Murphy Sprinkel, Jr.  
(d) Full Name Jay A Fournier  
(e) Full Name Jerry F. Whidby

- [ ] Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- [X] The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- [ ] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.
- (a) Full Name \_\_\_\_\_  
(b) Full Name \_\_\_\_\_  
(c) Full Name \_\_\_\_\_
- [ ] This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(5), a new oath or declaration is enclosed, and the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.



**21839**

(12/01)

Request for Filing Continuation/Divisional Application  
of Application No. 09/498,343  
Attorney's Docket No. 021238-513  
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(a) Full Name \_\_\_\_\_  
(b) Full Name \_\_\_\_\_  
(c) Full Name \_\_\_\_\_

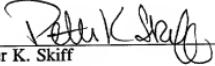
- Applicant(s) suggests Figure 1 for inclusion on the front page of the patent application publication and/or patent.
1.  Enclosed is a copy of the prior Application No. 09/498,343, as originally filed on February 4, 2000, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2.  Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3.  Small entity status is hereby claimed.
4.  This application is being filed without a filing fee. A Notice to File Missing Parts is requested.
5.  New drawings are enclosed.
6.  Priority of Application No. \_\_ filed on \_\_ in \_\_ (country) is claimed under 35 U.S.C. § 119.
- The certified copy of the priority application
- is enclosed.
- was filed on \_\_ in prior Application No. \_\_, filed on \_\_, and acknowledged by the Examiner on \_\_ in Paper No. \_\_.
- has not yet been filed.
7.  Please amend the specification by inserting before the first line the sentence:
- This application is a  continuation  divisional of Application No. 09/498,343, filed on February 4, 2000 which is a continuation of Application No. 09/003,497, filed January 6, 1998, now abandoned.--
- This application is a  continuation  divisional of U.S. Application No. \_\_, filed on \_\_, which was a national stage filing under 35 U.S.C. § 371 of International Application No. \_\_ filed on \_\_, which International Application  was  was not published by the International Bureau in English on \_\_.--
- This application is a  continuation  divisional of U.S. Application No. \_\_, filed on \_\_, which was a continuation of International Application No. \_\_, filed on \_\_, which International Application  was  was not published by the International Bureau in English on \_\_.--
8.  A preliminary amendment is enclosed.

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9.  An Information Disclosure Statement is enclosed.
10.  A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
11.  Also enclosed SUBMISSION OF FORMAL DRAWINGS.
12.  The power of attorney in the prior application is to Kevin B. Osborne, Clinton H. Hallman, Charles E. B. Glenn and the partners of Burns, Doane, Swecker & Mathis, LLP.
- a.  The power appears in the original papers in the prior application.
  - b.  Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
  - c.  Recognize as Associate Attorney —.
  - d.  Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Peter K. Skiff  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

Date: February 21, 2002

By:   
Peter K. Skiff  
Registration No. 31,917

ADDRESS OF SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
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inventor(s)  
 assignee of complete interest  
 attorney or agent of record  
 filed under 37 C.F.R. § 1.34(a)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of ) Attention: **DRAFTING BRANCH**  
Walter A. NICHOLS et al. )  
Application No.: Not Yet Assigned ) Group Art Unit: Not Yet Assigned  
Filed: February 21, 2002 ) )  
For: CIGARETTE HAVING REDUCED ) Examiner: Not Yet Assigned  
SIDESTREAM SMOKE ) )  
 )  
 )  
 )

**SUBMISSION OF FORMAL DRAWINGS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**ATTN: OFFICIAL DRAFTSMAN**

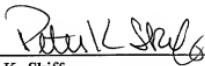
Sir:

Enclosed please find five sheet(s) of formal drawings for review by the Patent and  
Trademark Office. Should the enclosed drawings require changes, it is respectfully requested that  
the Patent and Trademark Office notify the undersigned of same.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: February 21, 2002

By:   
Peter K. Skiff  
Registration No. 31,917

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